

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

In re: BP p.l.c. SECURITIES LITIGATION

**Civil Action No. 4:10-md-2185**

In re: BP ERISA LITIGATION

**Civil Action No. 4:10-cv-4214**

**Honorable Keith P. Ellison**

**NOTICE OF APPEAL**

Notice is hereby given that ERISA Plaintiffs, on behalf of themselves and a class of persons similarly situated, hereby appeal to the United States Court of Appeals for the Fifth Circuit, specifically from: (i) the Final Judgment entered in this action on September 4, 2012 (D.E. 134)<sup>1</sup>; (ii) the Memorandum and Order filed August 27, 2012 (D.E. 132), denying ERISA Plaintiffs' Motion for Leave to File an Amended Complaint; (iii) the Memorandum and Order filed March 30, 2012 (D.E. 115), granting Defendants' Motion to Dismiss the Consolidated Class Action Complaint; and (iv) all other orders and rulings therein and each and every part thereof.

Dated: September 25, 2012

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<sup>1</sup> Docket numbers refer to papers filed in Cause No. 4:10-cv-4214, *In re: BP ERISA Litigation*, In the United States District Court for the Southern District of Texas, Houston Division.

/s/ Thomas R. Ajamie

Thomas Robert Ajamie  
Texas Bar No. 00952400  
Dona Szak  
Texas Bar No. 19597500  
John W. Clay  
Texas Bar No. 00796366  
AJAMIE LLP  
711 Louisiana, Suite 2150  
Houston, TX 77002  
Tel: (713) 860-1600  
Fax: (713) 860-1699

*Attorneys for Plaintiff David M. Humphries  
and Interim Co-Liaison Counsel*

Ronald S. Kravitz  
Texas Bar No. 00795147  
Kim Zeldin (*pro hac vice*)  
LINER GRODE STEIN YANKELEVITZ  
SUNSHINE REGEINSTREIF & TAYLOR  
LLP  
199 Fremont Street, 20th Floor  
San Francisco, CA 94105  
Tel: (415) 489-7700  
Fax: (415) 278-7701

*Attorneys for Plaintiff David M. Humphries  
and Interim Co-Lead Counsel*

Stephen J. Fearon, Jr. (*pro hac vice*)  
Olga Anna Posmyk (*pro hac vice*)  
SQUITIERI & FEARON LLP  
32 East 57th Street, 12th Floor  
New York, NY 10022  
Tel: (212) 421-6492

*Attorneys for Plaintiffs Ralph Whitley and  
Frankie Ramirez and Interim Counsel --  
Executive Committee*

/s/ W. Mark Lanier

W. Mark Lanier  
Texas Bar No. 11934600  
Evan M. Janush (*pro hac vice*)  
THE LANIER LAW FIRM  
6810 FM 1960 West  
Houston, TX 77069  
Tel: (713) 659-5200  
Fax: (713) 659-2204

Evan M. Janush (*pro hac vice*)  
THE LANIER LAW FIRM  
126 East 56th Street, 6th Floor  
New York, NY 10022  
Tel: (212) 860-1600  
Fax: (713) 860-7699

*Attorneys for Plaintiffs Charis Moule, Jerry T.  
McGuire and Maureen S. Riely and Interim Co-  
Liaison Counsel*

Sanford P. Dumain (*pro hac vice*)  
Lori G. Feldman (*pro hac vice*)  
Arvind B. Khurana (*pro hac vice*)  
MILBERG LLP  
One Pennsylvania Plaza  
New York, NY 10119  
Tel: (212) 594-5300  
Fax: (212) 868-1229

*Attorneys for Plaintiffs Charis Moule, Jerry T.  
McGuire and Maureen S. Riely and Interim Co-  
Lead Counsel*

Gregory M. Egleston (*pro hac vice*)  
EGLESTON LAW FIRM  
440 Park Avenue South, 5<sup>th</sup> Floor  
New York, NY 10016  
Tel: (212) 683-3400

*Attorneys for Plaintiff Ralph Whitley*

Edwin J. Mills  
Michael J. Klein  
STULL STULL & BRODY  
6 East 45th Street  
New York, NY 10017  
(212) 687-7230

*Attorneys for Plaintiff Edward Mineman*

Robert A. Izard (*pro hac vice*)  
IZARD NOBEL LLP  
29 South Main Street Suite 215  
West Hartford, CT 06107  
Tel: (860) 493-6292  
Fax: (860) 493-6290

*Attorneys for Plaintiff Arshadullah Syed*

Robert I. Harwood (*pro hac vice*)  
Jeffrey M. Norton (*pro hac vice*)  
Tanya Korkhov (*pro hac vice*)  
HARWOOD FEEFFER LLP  
488 Madison Avenue, Suite 801  
New York, NY 10022  
(212) 935-7400

*Attorneys for Plaintiffs Charis Moule, Jerry T. McGuire and Maureen S. Riely and Interim Counsel -- Executive Committee*

Thomas J. McKenna (*pro hac vice*)  
GAINEY AND McKENNA  
440 Park Avenue South, 5th Floor  
New York, NY 10016  
Tel: (212) 983-1300

*Attorneys for Plaintiff Thomas P. Soesman*

### **CERTIFICATE OF SERVICE**

I hereby certify that on September 25, 2012, I electronically filed the foregoing document with the Clerk of Court for the United States District Court, Southern District of Texas, using the Court's ECF system, and service was made through the ECF system.

/s/ Thomas R. Ajamie

Thomas R. Ajamie